

Public Presentation

Oregon Administrative Rule 141-088-0250

Oregon Department of State Lands
July 26, 2023



Welcome

Rulemaking for Crump Lake Access

July 26th, 2:00 to 3:00pm

AGENDA

- 2:00 Welcome
- 2:03 Informational
Presentation by DSL
- 2:15 Q&A
- 2:20 Public Hearing
- 3:00 Hearing Ends



PARTICIPATION GUIDELINES

- Be respectful of each other and DSL representatives.
- Keep your mic muted unless it is your turn to speak.
- Provide comments during the hearing position of the meeting.
- Heed any reminders to follow these guidelines.

For technical support, please message us in the chat.

ASKING QUESTIONS ABOUT THE PROPOSED RULEMAKING

- If joining by Zoom, use “raise hand” feature.
- If calling in by phone, dial *9.



Rulemaking Process

- The need for rulemaking is established and proposed rule language is drafted.
- The Department convenes a Rulemaking Advisory Committee.
 - The draft rule language is reviewed and approved.
 - The draft “Need for the Rules,” “Fiscal Impact Statement,” and “Racial Equity Statement” are reviewed and approved.
- A Notice of Proposed Rulemaking is published by the Secretary of State in the Oregon Bulletin.

Rulemaking Process

- A public comment period is open for 30 days following the publication of the Notice (July 1 to July 31).
- A public rule hearing is held (today)
- The proposed rule language presented to the State Land Board for final approval.
- The approved rule language is filed with the Secretary of State.

Crump Lake Rulemaking Timeline

November 2022	Rulemaking initiated
December 2022	Discussions, drafted rules, outreach letters
Spring 2023	Rulemaking advisory committee (RAC) convened <ul style="list-style-type: none">• Two RAC meetings held (April & May)
Summer 2023*	Public hearing
Fall 2023	Land Board to consider proposed rules
Winter 2023-2024	Anticipated date of rule adoption

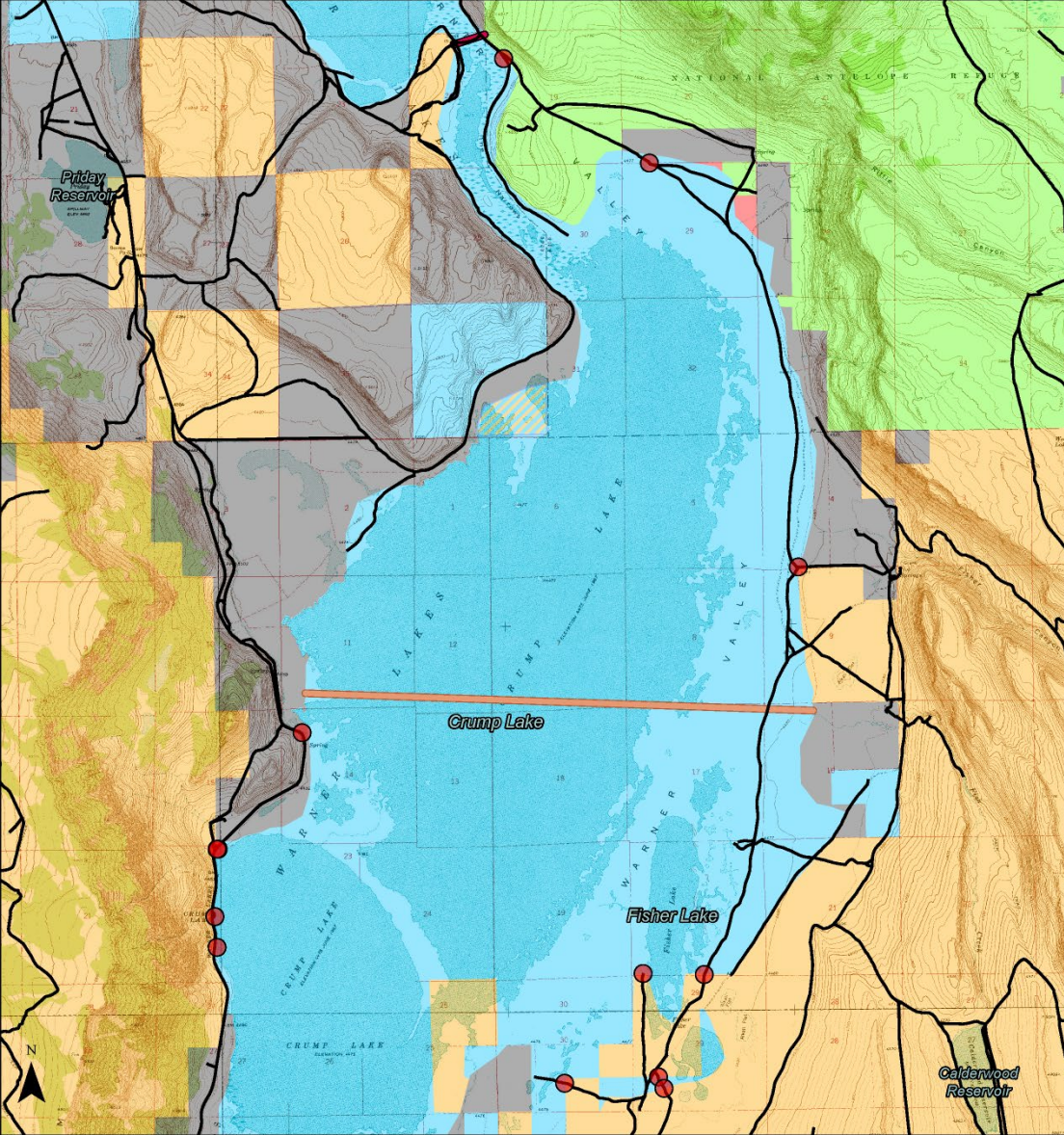
Draft Rule 141-088-0250:

- (1) All state-owned lands under the jurisdiction of the Oregon Department of State Lands that are located within and around Crump Lake, beginning at the southern boundary of Township 38 South, terminating at Stone Bridge located at 42 Degrees, 21 Minutes, 17.032 Seconds North, 119 Degrees, 50 Minutes, 19.9203 Seconds West, are closed to:
 - (a) All access by motorized vehicles or pedestrian traffic. Excepted from this restriction are government personnel on official business, vehicles and persons involved in rescue or emergency activities, adjacent landowners inspecting or maintaining fences, and hunters on foot in possession of valid controlled hunt tags for Beatys Butte Wildlife Management Unit, actively engaged in scouting or hunting deer or antelope, or unless otherwise authorized by the department in writing through the Real Property Program.
 - (b) The collection, removal, defacement, or destruction of any archaeological site, objects, or artifacts, including arrowheads, as defined by ORS 358.905(1)(a), unless otherwise authorized by the Department in writing and consistent with permit issued by the State Historic Preservation Office (SHPO) under ORS 390.235.
- (2) The Department will determine closure based on when the water is no longer touching the foundational rocks located along the parallel line of Tern Island, located at 119 Degrees, 50 Minutes, 38.46 Seconds West. The Department has sole discretion to determine when the water level meets the criteria for closure. The closure will be posted on all designated public access routes. Upon posting, the official closure through this rule becomes effective.
- (3) The Department will determine when to lift the closure based on when the water level refills and is again touching the foundational rocks described above. The Department has sole discretion to determine when the water level meets the criteria to lift the closure. The Department will provide notice that the closure is lifted by replacing the closure signs with signs confirming access is open. In the absence of signs, the public will assume the closure is in place unless confirmed in writing by the Department.



Crump Lake Closure Triggering Event





DSL Crump Lake

- Access Routes
- Trigger Location
- Northmost Restrictions
- Closure Sign Locations

Estimated Ownership

- BLM
- DSL
- DSL or BLM
- Private
- USFWS
- Unknown



Why use water levels?

Crump Lake has “interannual” water fluctuations, which means the wide variability in lake levels doesn’t work well with a range of dates for closures or openings. In high water years, the lake may not need to be closed, but in exceptional drought years, access may open only for a short period, if at all.

Additional Resources:

<https://www.oregon.gov/dsl/Laws/Pages/Rulemaking.aspx>

Q&A

RAISE YOUR HAND TO ASK A QUESTION

- If joining by Zoom, use “raise hand” feature.
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Providing Public Comment

RAISE YOUR HAND TO COMMENT

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COMMENTING GUIDELINES

- Keep comments to two minutes.
- A bell will sound when you have 10 seconds remaining.



Thank you for joining us!

PROVIDE WRITTEN COMMENT

- May be submitted through July 31, at 5pm.
- Email: DSL.Rules@dsl.Oregon.gov
- Go to oregon.gov/dsl/Laws/Pages/Rule-making.aspx.
- Click on Periodic Closures at State-Owned Property at Crump Lake

